

Docket No.: 00-8024
(PATENT)# 4/A
LO
2/25/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Boris S. Elman et al.

Application No.: 09/932,202

Group Art Unit: 2645


Filed: August 17, 2001

Examiner: Olisa Anwah

For: AUTOMATED CONVERSATION
RECORDING DEVICE AND SERVICE

Mail Stop Non Fee Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))	
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Date: _____	Signature:  Christian R. Andersen

AMENDMENT AND RESPONSE TO OFFICE ACTION

Dear Sir:

In response to the Office Action dated November 20, 2003 (Paper No. 3) (hereinafter "the Office Action"), please amend the above identified application as follows:

Docket No.: 00-8024
(PATENT)**INTRODUCTORY COMMENTS**

As a preliminary matter, the Applicants thank the Examiner for providing the Office Action and the search results contained therein. In the Office Action: (1) claims 1, 3, and 7 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 5,995,824 to Whitfield (hereinafter Whitfield); claims 1 and 2 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Application Publication No. 2002/0006188 (hereinafter Onshage); claims 1-14, 16, 17, 21-23, and 30 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Application Publication No. 2002/0160751 (hereinafter Sun); and claims 15, 18-20, and 24-29 were rejected under 35 U.S.C. §103(a) as being obvious over Sun in view of PCT No. WO 98/39901 to Reichmann (hereinafter Reichmann).

Applicants have amended claims 1, 5, 7-8, 12-13, 16-17, 21-22, and 30. Specifically, Applicants have amended independent claims 1, 7-8, 16-17, and 22 to more clearly articulate inventive aspects of the invention. Accordingly, all pending claims (claims 1-30) traverse the Examiner's rejections and are now in condition for allowance. Claims 5, 12-13, 21, and 30 have been amended to address typographical errors.

Docket No.: 00-8024
(PATENT)

SUMMARY OF AMENDMENTS

SPECIFICATION

 X There are no amendments to the specification.

 Marked up replacement(s) paragraphs are presented in a separate section.

CLAIMS

 There are no amendments to the claims.

 X A complete listing of all claims ever present in this case in

Ascending order with status identifier is presented in a separate section.

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Group Art Unit: 2645

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Pages
with 20
Cover:

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FORMAL SUBMISSION OF:

- 1) Transmittal Form; and
- 2) Amendment and Response to Office Action

Title: AUTOMATED CONVERSATION RECORDING DEVICE
Serial No. 09/932,202
Filing Date: August 17, 2001
First Named Inventor: Boris S. ELMAN
Atty. No. 00-8024

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the above-referenced documents are facsimile transmitted to the Patent and Trademark Office on the date shown below:


Christian R. Andersen

Date of Transmission: February 19, 2004

Patent
Attorney's Docket No.00-8024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Boris S. Elman et al.

Application No.: 09/932,202

Filed: August 17, 2001

For: AUTOMATED CONVERSATION
RECORDING DEVICE AND SERVICE

Group Art Unit: 2645

Examiner: Olisa Anwah

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AMENDMENT/REPLY TRANSMITTAL LETTER

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P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

- ☐ A Petition for Extension of Time is also enclosed.
- ☐ A Terminal Disclaimer and a check for ☐ \$55.00 ☐ \$110.00 to cover the requisite Government fee are also enclosed.
- ☐ Applicant(s) request continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$385.00 ☐ \$770.00 fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) previously submitted _____, on _____, for which continued examination is requested.
- ☐ A request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) is also enclosed.

Amendment/Reply Transmittal Letter
Application Serial No. 09/932,202
Attorney's Docket No. 00-8024
Page 2

- ☒ No additional claim fee is required.
☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	No. of Claims	Highest No. Of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims				x \$18.00 =	
Ind. Claims				x \$ 86.00 =	
If Amendment adds multiple dependent claims, add \$280.00					
Total Amendment Fee					
If Small entity status is claimed, subtract 50% of Total Amendment Fee					
TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT					

- ☐ A claim fee in the amount of \$_____ - is enclosed.
☐ Charge \$_____ to Deposit Account no. 07-2347.

To the extent necessary, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 07-2347 and please credit any excess fees to such deposit account.

Amendment/Reply Transmittal Letter
Application Serial No. 09/932,202
Attorney's Docket No. 00-8024
Page 3

The Commissioner is hereby authorized to charge any other appropriate fees that may be required by this paper that are not accounted for above, and to credit any overpayment, to Deposit Account No. 07-2347.

Respectfully submitted,

By: _____

Joel Wall

Reg. No. 25,648

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Date: _____

February 19, 2004